

son obtain a testimonial as aforesaid, in order to its being produced at the next division meeting; and if such assignment be not executed as aforesaid, and such testimonial obtained and signed within the said thirty days, then and in such case immediately from and after the expiration thereof, such licence shall be null and void; and no licence so assigned shall entitle any person to keep an inn or public house in any other division than that in which it was originally kept by virtue of the said licence, such licence being with regard to all other places, and the same is hereby declared to be null and void.

Recognizance to be entered into on obtaining a certificate.

Fees.

Recognizance to be transmitted to the clerks of the peace and filed

And registered

A list of persons under such recognizances to be laid before the ensuing quarter sessions.

Method of proceeding against persons who may have taken the conditions of this recognizance.

Recognizances to be estreated.

Disability of an offender for 3 years.

Monies to be paid into the treasurer's hands within six months.

VI. *And be it further enacted by the authority aforesaid,* That every person obtaining such certificate as aforesaid, shall at the same time enter into such recognizance as by a certain act of the legislature of this province, entitled, "An act to establish a further fund for the payment of the salaries of the officers of the legislative council and house of assembly, and for defraying the contingent expences thereof," is directed, and that the clerk of every division meeting, or other person employed to draw out such recognizance shall at the execution thereof, demand and take from the person acknowledging the same, over and above the fee by law directed to be taken for such recognizance, the further sum of one shilling, to be paid to the clerk of the peace for filing the same, and the clerk of every division meeting, or other person drawing the said recognizance, shall and is hereby required to deliver or transmit the same to the clerk of the peace of the district, in order that the same may be filed, and that the clerk of the peace in each and every district shall file all recognizances that they may have taken, and shall be transmitted or delivered to them in manner aforesaid, to be kept among the records of the district; and the clerks of the peace within their several districts shall keep a register of all the recognizances that may have been transmitted or delivered to them, and shall deliver or cause to be delivered to the justices of the peace in their quarter sessions assembled, next ensuing the fifth day of April yearly, a list of the names of the persons whose recognizances shall respectively have been filed, and any justice of the peace in any district where such licence shall be granted upon complaint or information that such licensed person hath done or committed any act, offence or misdemeanor, whereby in the judgment of the said justice such recognizance may be forfeited, or the condition thereof broken, may by summons under his hand and seal, require such person so complained of or informed against, to appear at the next quarter sessions of the peace for the said district, then and there to answer the matter of such complaint or information; and also may bind the person or persons who shall make such complaint or information or any other person or persons concerned, in a recognizance to appear at such quarter sessions, and give evidence against the person so complained of, or informed against, and the justices of the peace in their quarter sessions assembled, shall and may have power to direct the jury which shall attend at such sessions, for the trial of traverses or some other jury of twelve honest and substantial men to be then and there impanelled by the sheriff without fee or reward, to enquire of the misdemeanor charged in the said complaint or information; and if such jury shall find that the person so complained of or informed against, hath done any act whereby the condition of his recognizance is broken; such act being specified in such complaint or information, it shall and may be lawful for the court at such quarter sessions, to adjudge such person guilty of the breach of such recognizance; which verdict and adjudication shall be final to all intents and purposes; and whereupon the said justices shall order the recognizance entered into by such offender to be estreated into his majesty's court of kings bench, to be levied to his majesty's use; and that the said offender shall, from and after such adjudication be utterly disabled to sell any wine, brandy, rum or spirituous liquors or strong waters for the space of three years; and any licence or licences granted or to be granted to such person during such time, shall be null and void.

VII. *And be it further enacted by the authority aforesaid,* That the secretary of the province or other person appointed to deliver licences to innkeepers or keepers of public houses, shall cause all monies that shall or may be by himself or his agents received for such licences as may